

No. 19004-4Lab-77/363.—In pursuance of the provisions of section 17 of the Industrial Dispute Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad, in respect of the dispute between the workmen and the management of M/s Standard Malt Ltd., 38/6, Milestone N.H. No. 8, village Narsinghpur, P.O. Kherkidoula, Gurgaon :—

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 30 of 1977

between

SHRI KUNDAN SINGH WORKMAN AND THE MANAGEMENT OF M/S STANDARD MALT, LTD., 38/6, MILESTONE N.H. No. 8 VILLAGE NARSINGPUR, P.O. KHERKIDOULA, GURGAON

Present :—

Shri Kundan Singh, concerned workman with Shri Rajinder Singh Dahyia, for the workman.

Shri K.D. Kulkatkar, for the management.

AWARD

By order No. ID/GG/221-A-76/6735, dated 23rd February, 1977, the Governor of Haryana, referred the following dispute between the management of M/s Standard Malt Ltd., 38/6, Milestone N.H. No. 8, village Narsinghpur, P.O. Kherkidoula, Gurgaon and its workman Shri Kundan Singh, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Kundan Singh was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties filed their pleadings and issues were framed. At this stage the parties settled the dispute, — vide settlement Ex. M-1.

As per the settlement Ex. M-1, I give my award as follows :—

That Shri Kundan Singh had received all his dues and claims in full and final settlement to his full satisfaction and he has no claim whatsoever from the management. He has received total amount towards his full and final settlement. He shall also have no claim to reinstatement or re-employment or of any kind. The workman concerned shall not be entitled to raise any dispute or difference pertaining to any period prior to the date of the settlement i.e., prior to 23rd November, 1977. The workman shall not raise any dispute whatsoever involving any financial burden to the management or otherwise.

2. The termination of services of Shri Kundan Singh was justified and in order. He is not entitled to any relief, in view of the settlement. The settlement is fair and reasonable.

Dated, the 30th November, 1977.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1156, dated the 30th November, 1977.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Dated, the 30th November, 1977.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 19532-4Lab-77/390.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workmen and the management of M/s. The Avon Scale Company, Sonapat.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, HARYANA,
ROHTAK

Reference No. 109 of 1977

between

SHRI BAL RAM WORKMAN AND THE MANAGEMENT OF M/S. AVON SCALE COMPANY,
SONEPAT

AWARD

By order No. ID/FD/RK/296-77/44032, dated 4th October, 1977, the Governor of Haryana referred the following dispute between the management of M/s. The Avon Scale Company, Sonapat and its workman Shri Dal Ram to this Court for adjudication, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947;—

Whether the termination of service of Shri Dal Ram was justified and in order? If not, to what relief is he entitled?

The parties put in their appearance in this Court on 31st October, 1977 in response to the usual notices of reference sent to them.

The workman however, did not appear on 8th December, 1977, the next date of hearing fixed in the case for filing of the written statement of the management in reply to the claim statement filed by him on 31st October, 1977, with the result that *ex-parte* proceedings were taken up against him. Shri D. C. Gandhi, authorised representative of the management concerned made an *ex-parte* statement affirming the correctness of the written settlement Ex.M-1 and the statement of the workman concerned Ex.M-2 withdrawing the demand raised by the workman on the management leading to this reference.

I, see no reasons to disbelieve the statement of Shri D. C. Gandhi particularly when the proceedings against the workman are *ex-parte* and he has taken no care to pursue the demand raised by him on the management leading to this reference. I, therefore relying on the written statement of the workman Ex. M.-2 purporting to bear his signatures hold that he has duly withdrawn the demand leading to this reference and there is now no dispute between the parties requiring adjudication. I, answer the reference while returning the award in these terms.

MOHAN LAL JAIN,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

Dated, the 12th December, 1977

No. 2712, dated 19th December, 1977

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Departments Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 19002-4 Lab-77/392.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Haryana, Faridabad in respect of the dispute between the workman and the management of M/s. Dev Cinema, Sohna:—

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 196 of 1976

between

SHRI MANOHAR SINGH WORKMAN AND THE MANAGEMENT OF M/S DEV CINEMA,
SOHNA

Present :—

Nemo for the Workman.

Shri S. K. Goiwami and Shri S. K. Paul Manager for the management.

AWARD

By order No. ID/GGN/211-A-76/34513, dated 21st September, 1976, the Governor of Haryana, referred the following dispute between the management of M/s Dev Cinema, Sohna, and its workman Shri Manohar Singh, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947.

- (1) Whether the termination of services of Shri Manohar Singh was justified and in order ?
If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, the following issue was framed on 25th January, 1977 :—

Whether the termination of services of the workman concerned was justified and in order? If not, to what relief is he entitled ?

The management then applied for amendment of the written statement stating a new plea which was allowed, subject to the payment of cost of Rs. 80 only. On further pleadings of the parties, issue No. 2 was framed on 10th June, 1977.

- (2) Whether the workman concerned is gainfully employed elsewhere, since when at what wage and to what effect ?

Then the case was fixed for the evidence of the management. On the date fixed for the evidence of the management on 22nd November, 1977. The management had brought their witness Shri S. K. Paul who was present but neither the workman nor his representative appeared. The representative for the management drew my attention to a certificate issued by Sarang Theatre to the effect that the workman concerned had worked in their Cinema for three months upto 3rd June, 1977, whereas the workman was dismissed on 1st June, 1976 by this management. The representative for the management argued that the workman is not taking any interest in his case for this reason. By non-appearance of this workman, this case was a case of dismissal in default. I, therefore, give my award as follows which is *ex parte*.

That the termination of services of Shri Manohar Singh was justified and in order ? He is not entitled to any relief.

Dated the 30th November, 1977.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1154, dated the 30th November, 1977.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

Dated the 30th November, 1977.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 19003-4Lab-77/394.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s. Export Industrial Development Corporation, Plot No. 2633 Sector 16 Faridabad:

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL
TRIBUNAL, HARYANA, FARIDABAD
Reference No. 238 of 1976

between

SHRI SAMPAT, WORKMAN AND THE MANAGEMENT OF M/S EXPORT INDUSTRIAL
DEVELOPMENT CORPORATION, PLOT No. 2633, SECTOR 16, FARIDABAD

Present :

Shri Bhim Singh Yadav, for the workman.

Nemo, for the management.

AWARD

By order No. ID/43386, dated 23rd November, 1976, the Governor of Haryana referred the following dispute between the management of M/s Export Industrial Development Corporation, Plot No. 2633, Sector 16, Faridabad and its workman Shri Sampat, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Sampat was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties workman appeared but the management did not appear. Again notices were sent to the management. Service was effected but the management did not appear. *Ex parte* proceedings were ordered against them and the case was fixed for the evidence of the workman (*ex parte*). The workman stated that he was appointed on 27th January, 1976 and was turned out of his job No. 7th April, 1976. Therefore, the workman had only about two months and ten days service at his credit. Terms of service have not been proved by the workman, neither it is proved that he was kept as a probationer. It is clear that the workman was not confirmed employee. The workman neither stated that he was employed for a fixed term and his services were terminated before the expiry of the term. I, therefore, am of the view that the termination of services of Shri Sampat was justified and in order. I therefore give my award that the termination of services of the workman Shri Sampat was justified and in order. He is not entitled to any relief.

NATHU RAM SHARMA.

Dated the 30th November, 1977.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1157, dated the 30th November, 1977.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Dated the 30th November, 1977.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

The 6th January, 1977

No. 19006-4Lab-77/456.—In pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of M/s. Janta Steel and Metal Co-operative Industrial Society Limited, Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 155 of 1977

between

SHRI MANGE RAM WORKMAN AND THE MANAGEMENT OF M/S JANTA STEEL AND METAL
CO-OPERATIVE SOCIETY LIMITED, FARIDABAD

Present :—

Shri H. S. Gill, for the workman.

Nemo, for the management.

AWARD

By order No. ID/FD/332-77/40217, dated 20th September, 1977, the Governor of Haryana, referred the following dispute between the management of M/s Janta Steel, and Metal Co-operative Industrial Society Limited, Faridabad and its workman Shri Mange Ram to this Tribunal, for adjudication in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Mange Ram was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference notices were issued to the parties. The workman appeared but the management did not appear despite service, hence *ex parte* proceedings were ordered against the management and the case was fixed for the *ex parte* evidence of the workman. The workman examined himself as his own witness. The workman stated that he was appointed on 1st July, 1976 and was turned out of his employment on 3rd June, 1977 after he had completed his service period for 11 months and two days. He was neither charge-sheeted nor any notice was given to him. He raised the demand. The management did not reply. Conciliation proceedings were held. The management declined to take him in service. He was a member of the Union. The management was displeased therefore. He was un-employed through out by now despite efforts to get some job. The workman closed his case.

I believe the un rebutted statement of the workman and give my award as follows :—

That the termination of services of Shri Manga Ram was neither justified nor in order. He is entitled to reinstatement with continuity of service and with full back wages.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Dated the 30th November, 1977.

No. 1158, dated the 30th November, 1977.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Dated the 30th November, 1977.

G. V. GUPTA, Secy.

PRINTING AND STATIONERY DEPARTMENT

The 9th January, 1978

No. 3061-1P&S-77/469.—The Governor of Haryana is pleased to constitute the State Advisory Committee for Printing and Stationery Department, for a period of two years from the date of the issue of this notification and to appoint the following to be its members:—

Social Welfare Minister

Chairman

Official Members

Secretary to Government, Haryana,
Printing and Stationery Department.

Non-Official Members

1. Shri Sumer Chand Bhatt, M. L. A.,
Nagal, District Ambala.
2. Shri Rajender Singh, M. L. A.,
Ballabgarh, District Gurgaon.
3. Shri Lehari Singh Mehra, M. L. A.,
Radaur, District Kurukshetra.
4. Shri Nihal Singh, Sarpanch,
V. & P. O. Mehwal, Tehsil Fatchbad,
District Hissar.

5. Shri Ran Singh Man, M. L. A.,
V. & P. O. Lad Via Barda, District Bhiwani.
6. Prof. Shrimati Ajit Chadha,
C/O Prof. Tilak Raj Chadha,
M. L. N. College, Yamuna Nagar (Ambala).
7. Shri Bal Krishan,
Retired Secretary, Publication Bureau,
Sector 15, Chandigarh.

Member-Secretary

1. Controller, Printing and Stationery, Haryana.
2. The functions of the Committee will be to advise Government on general policy matters as well as specific programme relating to the Department of Printing and Stationery.
3. The members of the Committee will draw Travelling Allowance as under:—
 - (a) The legislators, in their *ex-officio* capacity, under the Punjab Legislative Assembly (Allowances of Members) Act, 1942, and the Rules made there under, as in force at present or may be amended hereafter.
 - (b) Non-official members other than M. L. As. at one 1st Class Railway fare plus incidental allowance and road mileage as well as daily allowance admissible to a 1st Grade Government employees drawing pay of Rs 1,000. The other conditions laid down in the Punjab T. A. Rules for Government employees will also apply to journeys performed by non-official members except where otherwise provided.
 - (c) The expenditure on account of T. A. Bills of the members of Legislature will be paid by the Printing and Stationery Department, Haryana. The T. A. Bills of the Members of the Legislature will however, continue to be countersigned by the Secretary, Haryana Vidhan Sabha.
 - (d) The Travelling allowance for attending the meetings of the Committee should be allowed to the members from their permanent place of residence to the place of the meeting. If however, a member attends a meeting from a place other than the place of his permanent residence, T. A. should be allowed to him either from the place of his residence or from where he attends the meeting whichever is less.
 - (e) The T. A. and D. A. will be admissible to the non-official member (other than M.L.As.) on the production of a certificate to the effect that no T.A. in respect of the journey or D. A. for period mentioned by him in the bill has been or will be claimed from any other official source.
4. The Headquarters of the committee will be at Chandigarh but the meetings of the Committee can also be held at Panchkula with the prior permission of the Chairman.
5. The official members will draw T. A/D. A. from their respective Departments.
6. The expenditure involved on T. A./ D. A. etc. of non-official Members will be debitable to the head "258-A- Direction and Administration-Travelling Expenses".
7. This notification issues with the concurrence of the Finance Department conveyed,—*vide* their U. O. No. 5991-5F. G. 1-77, dated the 8th December, 1977.

G . V . GUPTA,
Secy.